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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

COMMUNITIES FOR A BETTER
ENVIRONMENT, a California non-profit
corporation, and BAYKEEPER, a
California non-profit corporation,

Plaintiffs,

vs.

OWENS ILLINOIS, dba OWENS-
BROCKWAY, a corporation,

Defendant.

CASE NO. CV 06-07853 JSW

JOINT REQUEST TO CONTINUE
CASE MANAGEMENT CONFERENCE
AND ~~PROPOSED~~ ORDER

Current CMC Date: January 25, 2008
Judge: Hon. Jeffrey S. White

(Federal Water Pollution Control Act, 33
U.S.C. §§ 1251 et seq.)

1 WHEREAS, an initial case management conference in this action was held on June 22,
2 2007 and a further case management conference is scheduled for January 25, 2008 at 1:30 p.m.;

3 WHEREAS, Plaintiffs, Communities for a Better Environment and Baykeeper, and
4 Defendant, Owens-Illinois, (collectively the "Parties") are engaged in good-faith settlement
5 negotiations and have reached agreement as to the terms of settlement;

6 WHEREAS, the Parties anticipate executing a settlement agreement by January 31, 2008
7 and submitting it to this Court for its approval shortly thereafter;

8 GOOD CAUSE APPEARING THEREFORE, the Parties jointly request that the January
9 25, 2008 Case Management Conference be continued to a later date.

10
11 Dated: January 23, 2008

_____/s/_____
Amy Chastain¹
Attorney for Plaintiff
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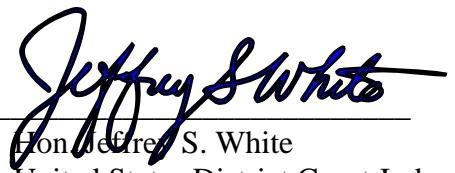
_____/s/_____
Shana Lazerow
Attorney for Plaintiff
COMMUNITIES FOR A BETTER ENVIRONMENT

_____/s/_____
Rocky Unruh
SCHIFF HARDIN LLP
Attorneys for Plaintiff
OWENS-BROCKWAY GLASS CONTAINER INC, sued
herein as OWENS ILLINOIS dba OWENS BROCKWAY

21 The Case Management Conference is CONTINUED to
22 May 9, 2008 at 1:30 p.m.

23 **IT IS SO ORDERED**

24 Date: January 23, 2008 _____



Hon. Jeffrey S. White
United States District Court Judge
Northern District of California

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28 ¹ As filing attorney, I attest that all counsel find the content of this document acceptable and have given me
permission to electronically file this joint request on their behalf.